

4. Without the Retainers, Definition does not have funding available to pay for its legal fees and costs incurred in connection with these proceedings, including but not limited to attorneys' fees.

5. Definition has been and remains actively engaged in its endeavors to obtain permission from OFAC for the Retainers to be transferred to Definition's current counsel, and Definition and counsel have worked together to mitigate and avoid complications caused by Definition's current lack of funding.

6. Following Judge Hall's denial of Definition's motion, the undersigned counsel timely filed objections to Judge Hall's order via electronic filing, on May 16, 2023. Due to an inadvertent miscommunication, our office failed to communicate explicit instructions to our filing staff to have courtesy copies hand-delivered to chambers, despite this being our office's regular practice in accordance with the Court's applicable rules.

7. When our office discovered this issue on May 23, 2023, one day past the deadline, the responsible attorneys instructed that the courtesy copies be sent to the Court immediately. Courtesy copies were then sent to the Court by first class mail, and additional copies will be hand-delivered as of the time of filing the instant motion.

I declare under penalty of perjury that the above is true and correct, and that I executed this declaration this 26th day of May, 2023 in Wilmington, Delaware.

/s/ Joseph C. Barsalona II
Joseph C. Barsalona II